

The Honorable Barbara J. Rothstein

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

ALPHONSA CHANDLER; NICHOLAS
GORE; BRENT MERITY; and ERIC
VAUGHAN, each individually and on behalf of
all others similarly situated,

Plaintiffs,

v.

INTERNATIONAL MARINE AND
INDUSTRIAL APPLICATORS, LLC, a Florida
Corporation,

Defendant.

No. 2:22-cv-00339

**ORDER GRANTING PLAINTIFFS'
MOTION FOR FINAL APPROVAL**

The above-titled matter came before this Court upon Plaintiffs' Motion for Final Approval of a Class Action and FLSA Collective Settlement Agreement. The proposed Settlement Agreement was preliminarily approved by this Court on March 20, 2023. Pursuant to the Court's Preliminary Approval of Settlement Order, the Court conducted a final fairness hearing on June 5, 2023. Based upon the memoranda, exhibits, and all the files and proceedings herein, the Court makes the following:

ORDER

1 1. Plaintiffs' Motion for Final Approval is **GRANTED**.

2 2. The parties' Settlement Agreement is approved as fair, reasonable, and adequate as
3 to the members of the FLSA Collective and Rule 23 Washington State Law Settlement Class.

4 3. The Notices of Settlement approved by the Court were disseminated by U.S. Mail
5 to the last known address of each of the Plaintiffs and Settlement Class and Collective Members.
6 The Notices adequately described all the relevant and necessary aspects of the proposed
7 Settlement, the request for service payments to the Named Plaintiffs, and Class Counsel's motion
8 for an award of attorneys' fees and costs.

9 4. The Court finds that the Notices given to the Settlement Class and Collective
10 Members fully complied with Fed. R. Civ. Proc. Rule 23, the FLSA, and were the best notices
11 practicable, and satisfied all constitutional due process concerns.

12 5. The payments out of the Gross Settlement Amount shall be disbursed in accordance
13 with the Settlement Agreement, including the payments to the settlement administrator, the service
14 payments to the Named Plaintiffs, and attorneys' fees and costs, which the Court find to be
15 reasonable.

16 6. This case is hereby DISMISSED WITH PREJUDICE, with each party to bear his,
17 her, or its own costs, except as set forth herein, and with this Court retaining exclusive jurisdiction
18 to enforce the Settlement Agreement, including over disbursement of the Settlement proceeds.

19 7. As provided in the Settlement Agreement, all Rule 23 settlement class members
20 who do not return an FLSA Opt-in and Release of Claims Form and do not opt-out of the
21 Settlement will be bound only by the release of Washington State law claims asserted in Plaintiffs'
22 operative complaint.

23 8. The Court hereby enters Judgment approving the terms of the Settlement. This
24 Order shall constitute a final judgment for purposes of Fed. R. Civ. P. 58.
25
26
27

1 IT IS SO ORDERED.

2 DATED this 5th day of June, 2023.

3 

4
5 THE HONORABLE BARBARA J. ROTHSTEIN